

AMENDED IN ASSEMBLY JULY 1, 2014

AMENDED IN SENATE MAY 12, 2014

AMENDED IN SENATE MARCH 27, 2014

SENATE BILL

No. 1442

**Introduced by Senators Lara, Corbett, De León, Hill, Monning,
Roth, Steinberg, and Torres**

February 21, 2014

An act to amend Sections 82036, 82036.5, 82048.4, 84101, 84103, 84200, ~~84200.5~~, 84200.6, ~~84200.8~~, 84215, 84218, ~~84252~~, and ~~90002 and 84252~~ of, to add Sections 84200.3 and 84620 to, ~~and to repeal Sections 84200.7, 84202.3, 84202.5, 84202.7, 84203.5, and 84204.5 of, and 84203.5 of, and to repeal and add Section 84200.5 of,~~ the Government Code, relating to the Political Reform Act of 1974.

LEGISLATIVE COUNSEL'S DIGEST

SB 1442, as amended, Lara. Political Reform Act of 1974: campaign statements.

Existing law, the Political Reform Act of 1974, provides for the comprehensive regulation of campaign financing, including requiring the reporting of campaign contributions and expenditures and imposing other reporting and recordkeeping requirements on campaign committees. The act requires elected officers, candidates, committees, and slate mailer organizations to file various reports, including semiannual reports, preelection statements, and supplemental preelection statements. The act requires the Secretary of State, in consultation with the Fair Political Practices Commission, to develop online and electronic filing processes for specified entities.

This bill would require elected state officers, candidates for elective state office, ~~and~~ committees primarily formed to support or oppose a candidate for elective state office or ~~one or more~~ *a* statewide ballot ~~measures~~ *measure*, and state general purpose committees to file quarterly statements each year instead of semiannual statements, as specified. The bill would recast or repeal other specified reporting requirements, including supplemental preelection statements, supplemental independent expenditure reports, and odd-numbered year reports.

This bill would require the Secretary of State, in consultation with the Fair Political Practices Commission, to develop a statewide Internet-based system for the electronic filing and public display of all records filed by or for specified entities.

The act defines “late contributions” and “late independent expenditures” for purposes of the act to include certain contributions and independent expenditures, respectively, that are made within 90 days before the date of the election.

This bill would revise the definitions to specify that those terms also include contributions and independent expenditures that are made on the date of the election.

The bill would also make conforming changes.

A violation of the act’s provisions is punishable as a misdemeanor. By expanding the scope of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act’s purposes upon a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements.

This bill would declare that it furthers the purposes of the act.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 82036 of the Government Code is amended to read:

82036. “Late contribution” means any of the following:

(a) A contribution, including a loan, that totals in the aggregate one thousand dollars (\$1,000) or more and is made to or received by a candidate, a controlled committee, or a committee formed or existing primarily to support or oppose a candidate or measure on the date of the election, or during the 90-day period preceding the date of the election, at which the candidate or measure is to be voted on. For purposes of the Board of Administration of the Public Employees’ Retirement System and the Teachers’ Retirement Board, “the date of the election” is the deadline to return ballots.

(b) A contribution, including a loan, that totals in the aggregate one thousand dollars (\$1,000) or more and is made to or received by a political party committee, as defined in Section 85205, on the date of a state election or within 90 days before the date of a state election.

SEC. 2. Section 82036.5 of the Government Code is amended to read:

82036.5. “Late independent expenditure” means an independent expenditure that totals in the aggregate one thousand dollars (\$1,000) or more and is made for or against a specific candidate or measure involved in an election on the date of the election or during the 90-day period preceding the date of the election. For purposes of the Board of Administration of the Public Employees’ Retirement System and the Teachers’ Retirement Board, “the date of the election” is the deadline to return ballots.

SEC. 3. Section 82048.4 of the Government Code is amended to read:

82048.4. (a) “Slate mailer organization” means, except as provided in subdivision (b), a person who, directly or indirectly, does all of the following:

(1) Is involved in the production of one or more slate mailers and exercises control over the selection of the candidates and measures to be supported or opposed in the slate mailers.

(2) Receives or is promised payments totaling five hundred dollars (\$500) or more in a calendar year for the production of one or more slate mailers.

1 (b) “Slate mailer organization” does not include any of the
2 following:

3 (1) A candidate or officeholder or a candidate’s or officeholder’s
4 controlled committee.

5 (2) An official committee of a political party.

6 (3) A legislative caucus committee.

7 (4) A committee primarily formed to support or oppose a
8 candidate, officeholder, or ballot measure.

9 (c) The production and distribution of slate mailers by a slate
10 mailer organization shall not be considered making contributions
11 or expenditures for purposes of subdivision (b) or (c) of Section
12 82013. If a slate mailer organization makes contributions or
13 expenditures other than by producing or distributing slate mailers,
14 and it reports those contributions and expenditures pursuant to
15 Sections 84218 and 84219, no additional campaign reports shall
16 be required of the slate mailer organization pursuant to Section
17 84200, 84200.3, or 84200.5.

18 SEC. 4. Section 84101 of the Government Code is amended
19 to read:

20 84101. (a) A committee that is a committee by virtue of
21 subdivision (a) of Section 82013 shall file a statement of
22 organization. The committee shall file the original of the statement
23 of organization with the Secretary of State and shall also file a
24 copy of the statement of organization with the local filing officer,
25 if any, with whom the committee is required to file the originals
26 of its campaign reports pursuant to Section 84215. The original
27 and copy of the statement of organization shall be filed within 10
28 days after the committee has qualified as a committee. The
29 Secretary of State shall assign a number to each committee that
30 files a statement of organization and shall notify the committee of
31 the number. The Secretary of State shall send a copy of statements
32 filed pursuant to this section to the county elections official of each
33 county that he or she deems appropriate. A county elections official
34 who receives a copy of a statement of organization from the
35 Secretary of State pursuant to this section shall send a copy of the
36 statement to the clerk of each city in the county that he or she
37 deems appropriate.

38 (b) In addition to filing the statement of organization as required
39 by subdivision (a), if a committee qualifies as a committee under
40 subdivision (a) of Section 82013 before the date of an election in

1 connection with which the committee is required to file preelection
2 ~~or quarterly~~ statements, but after the closing date of the last
3 campaign statement required to be filed before the election pursuant
4 to Section ~~84200.3, 84200.8, 84200.8~~ or 84200.9, the committee
5 shall file, by facsimile transmission, online transmission,
6 guaranteed overnight delivery, or personal delivery within 24 hours
7 of qualifying as a committee, the information required to be
8 reported in the statement of organization. The information required
9 by this subdivision shall be filed with the filing officer with whom
10 the committee is required to file the originals of its campaign
11 reports pursuant to Section 84215.

12 (c) If an independent expenditure committee qualifies as a
13 committee pursuant to subdivision (a) of Section 82013 during the
14 time period described in Section 82036.5 and makes independent
15 expenditures of one thousand dollars (\$1,000) or more to support
16 or oppose a candidate or candidates for office, the committee shall
17 file, by facsimile transmission, online transmission, guaranteed
18 overnight delivery, or personal delivery within 24 hours of
19 qualifying as a committee, the information required to be reported
20 in the statement of organization. The information required by this
21 section shall be filed with the filing officer with whom the
22 committee is required to file the original of its campaign reports
23 pursuant to Section 84215, and shall be filed at all locations
24 required for the candidate or candidates supported or opposed by
25 the independent expenditures. The filings required by this section
26 are in addition to filings that may be required by Section 84204.

27 (d) For purposes of this section, in calculating whether one
28 thousand dollars (\$1,000) in contributions has been received,
29 payments for a filing fee or for a statement of qualifications to
30 appear in a sample ballot shall not be included if these payments
31 have been made from the candidate's personal funds.

32 SEC. 5. Section 84103 of the Government Code is amended
33 to read:

34 84103. (a) If there is a change in any of the information
35 contained in a statement of organization, an amendment shall be
36 filed within 10 days to reflect the change. The committee shall file
37 the original of the amendment with the Secretary of State and shall
38 also file a copy of the amendment with the local filing officer, if
39 any, with whom the committee is required to file the originals of
40 its campaign reports pursuant to Section 84215.

(b) In addition to filing an amendment to a statement of organization as required by subdivision (a), a committee as defined in subdivision (a) of Section 82013 shall, by facsimile transmission, online transmission, guaranteed overnight delivery, or personal delivery within 24 hours, notify the filing officer with whom it is required to file the originals of its campaign reports pursuant to Section 84215 if the change requiring the amendment occurs before the date of the election in connection with which the committee is required to file a preelection statement, but after the closing date of the last preelection statement required to be filed for the election pursuant to Section 84200.8, if any of the following information is changed:

(1) The name of the committee.

(2) The name of the treasurer or other principal officers.

(3) The name of any candidate or committee by which the committee is controlled or with which it acts jointly.

The notification shall include the changed information, the date of the change, the name of the person providing the notification, and the committee's name and identification number.

A committee may file a notification online only if the appropriate filing officer is capable of receiving the notification in that manner.

SEC. 6. Section 84200 of the Government Code is amended to read:

84200. (a) Except as otherwise provided in this section, elected officers, candidates, and committees pursuant to subdivision (a) of Section 82013 shall file semiannual statements each year no later than July 31 for the period ending June 30, and no later than January 31 for the period ending December 31.

(1) A candidate who, during the past six months, has filed a declaration pursuant to Section 84206 shall not be required to file a semiannual statement for that six-month period.

(2) Elected officers whose salaries are less than two hundred dollars (\$200) a month, judges, judicial candidates, and their controlled committees shall not file semiannual statements pursuant to this subdivision for any six-month period in which they have not made or received any contributions or made any expenditures.

(3) A judge who is not listed on the ballot for reelection to, or recall from, any elective office during a calendar year shall not file semiannual statements pursuant to this subdivision for any six-month period in that year if both of the following apply:

1 (A) The judge has not received any contributions.

2 (B) The only expenditures made by the judge during the calendar
3 year are contributions from the judge's personal funds to other
4 candidates or committees totaling less than one thousand dollars
5 (\$1,000).

6 (b) All committees pursuant to subdivision (b) or (c) of Section
7 82013 shall file campaign statements each year no later than July
8 31 for the period ending June 30, and no later than January 31 for
9 the period ending December 31, if they have made contributions
10 or independent expenditures, including payments to a slate mailer
11 organization, during the six-month period before the closing date
12 of the statements.

13 (c) This section does not apply to an elected state officer, a
14 candidate for elective state office, or a committee that is subject
15 to Section 84200.3.

16 SEC. 7. Section 84200.3 is added to the Government Code, to
17 read:

18 84200.3. (a) Except as provided in subdivision (b), ~~an~~ elected
19 state officer, ~~a candidate~~ *officers, candidates* for elective state
20 office, ~~or a committee formed pursuant to subdivision (a) of Section~~
21 ~~82013 that is~~ *committees* primarily formed to support or oppose a
22 candidate for elective state office or ~~one or more~~ *a* statewide ballot
23 ~~measures~~ *measure, and committees formed pursuant to subdivision*
24 *(a) of Section 82013 that are state general purpose committees*
25 *pursuant to subdivision (b) of Section 82027.5* shall file quarterly
26 campaign statements each year, as follows:

27 (1) No later than April 7 for the period commencing January 1
28 and ending March 31.

29 (2) No later than July 31 for the period commencing April 1
30 and ending June 30.

31 (3) No later than October 7 for the period commencing July 1
32 and ending September 30.

33 (4) No later than January 31 for the period commencing October
34 1 and ending December 31.

35 (b) A committee formed pursuant to subdivision (b) or (c) of
36 Section 82013 that is ~~primarily formed to support or oppose a~~
37 ~~candidate for elective state office or one or more statewide ballot~~
38 ~~measures~~ *a state general purpose committee pursuant to*
39 *subdivision (b) of Section 82027.5* shall file quarterly campaign
40 statements as required by subdivision (a), unless the committee

1 has not made contributions or independent expenditures during
2 the reporting period.

3 SEC. 8. ~~Section 84200.5 of the Government Code is amended~~
4 ~~to read:~~

5 ~~84200.5. In addition to the campaign statements required by~~
6 ~~Sections 84200 and 84200.3, elected officers, candidates, and~~
7 ~~committees shall file preelection statements as follows:~~

8 ~~(a) During an even-numbered year, all candidates for elective~~
9 ~~state office being voted upon in the statewide direct primary~~
10 ~~election or the statewide general election, their controlled~~
11 ~~committees, and committees primarily formed to support or oppose~~
12 ~~an elected state officer or a state candidate being voted upon shall~~
13 ~~file the applicable preelection statements specified in Section~~
14 ~~84200.8. All elected state officers who, during the applicable~~
15 ~~reporting periods covered by Section 84200.8, contribute to any~~
16 ~~committee required to report receipts, expenditures, or~~
17 ~~contributions pursuant to this title, or make an independent~~
18 ~~expenditure, shall file the applicable preelection statements~~
19 ~~specified in Section 84200.8. However, a candidate for an office~~
20 ~~that is not being voted upon in the November election, his or her~~
21 ~~controlled committee, and any committee primarily formed to~~
22 ~~support or oppose that candidate is not required to file statements~~
23 ~~in connection with the November election pursuant to Section~~
24 ~~84200.8 unless, during the reporting periods covered by Section~~
25 ~~84200.8, the candidate, his or her controlled committee, or any~~
26 ~~committee primarily formed to support or oppose that candidate~~
27 ~~contributes to any committee required to report receipts,~~
28 ~~expenditures, or contributions pursuant to this title or makes~~
29 ~~independent expenditures.~~

30 ~~(b) During an even-numbered year, all candidates not specified~~
31 ~~in subdivision (a) who are running for offices being voted upon~~
32 ~~on the first Tuesday after the first Monday in June or November,~~
33 ~~their controlled committees, and committees primarily formed to~~
34 ~~support or oppose those candidates or a measure being voted upon~~
35 ~~on the first Tuesday after the first Monday in June or November~~
36 ~~of an even-numbered year shall file the preelection statements~~
37 ~~specified in Section 84200.8.~~

38 ~~(c) All candidates for offices being voted upon on a date other~~
39 ~~than the first Tuesday after the first Monday in June or November~~
40 ~~of an even-numbered year, their controlled committees, and~~

1 committees primarily formed to support or oppose a candidate or
2 a measure being voted upon on a date other than the first Tuesday
3 after the first Monday in June or November of an even-numbered
4 year shall file the preelection statements specified in Section
5 84200.8.

6 (d) ~~During an election period for the Board of Administration~~
7 ~~of the Public Employees' Retirement System or the Teachers'~~
8 ~~Retirement Board, all candidates for these boards, their controlled~~
9 ~~committees, and committees primarily formed to support or oppose~~
10 ~~the candidates shall file the preelection statements specified in~~
11 ~~Section 84200.9.~~

12 (e) ~~During an even-numbered year in connection with the~~
13 ~~statewide direct primary election, a state or county general purpose~~
14 ~~committee formed pursuant to subdivision (a) of Section 82013,~~
15 ~~other than a political party committee as defined in Section 85205,~~
16 ~~shall file the preelection statements specified in Section 84200.8~~
17 ~~if it makes contributions or independent expenditures totaling five~~
18 ~~hundred dollars (\$500) or more during the period covered by the~~
19 ~~preelection statement. A state or county general purpose committee~~
20 ~~formed pursuant to subdivision (b) or (c) of Section 82013 is not~~
21 ~~required to file the statements specified in Section 84200.8.~~

22 (f) ~~During an election period for the Board of Administration~~
23 ~~of the Public Employees' Retirement System or the Teachers'~~
24 ~~Retirement Board, a state or county general purpose committee~~
25 ~~formed pursuant to subdivision (a) of Section 82013 shall file the~~
26 ~~preelection statements specified in Section 84200.9 if it makes~~
27 ~~contributions or independent expenditures totaling five hundred~~
28 ~~dollars (\$500) or more during the period covered by the preelection~~
29 ~~statement to support or oppose a candidate, or a committee~~
30 ~~primarily formed to support or oppose a candidate, on the ballot~~
31 ~~for the Board of Administration of the Public Employees'~~
32 ~~Retirement System or the Teachers' Retirement Board. A state or~~
33 ~~county general purpose committee formed pursuant to subdivision~~
34 ~~(b) or (c) of Section 82013 is not required to file the statements~~
35 ~~specified in Section 84200.9.~~

36 (g) ~~A political party committee, as defined in Section 85205,~~
37 ~~shall file the applicable preelection statements specified in Section~~
38 ~~84200.8 in connection with a state election if the committee~~
39 ~~receives contributions totaling one thousand dollars (\$1,000) or~~
40 ~~more, or if it makes contributions or independent expenditures~~

1 totaling five hundred dollars (\$500) or more, during the period
2 covered by the preelection statement.

3 (h) ~~City general purpose committees shall file the applicable~~
4 ~~preelection statements specified in Section 84200.8 in connection~~
5 ~~with a city election if they make contributions or independent~~
6 ~~expenditures totaling five hundred dollars (\$500) or more during~~
7 ~~the period covered by the preelection statement.~~

8 *SEC. 8. Section 84200.5 of the Government Code is repealed.*

9 ~~84200.5. In addition to the campaign statements required by~~
10 ~~Section 84200, elected officers, candidates, and committees shall~~
11 ~~file preelection statements as follows:~~

12 (a) ~~During an even-numbered year, all candidates for elective~~
13 ~~state office being voted upon in the statewide direct primary~~
14 ~~election or the statewide general election, their controlled~~
15 ~~committees, and committees primarily formed to support or oppose~~
16 ~~an elected state officer or a state candidate being voted upon shall~~
17 ~~file the applicable preelection statements specified in Section~~
18 ~~84200.7 or 84200.8. All elected state officers who, during the~~
19 ~~applicable reporting periods covered by Section 84200.7 or~~
20 ~~84200.8, contribute to any committee required to report receipts,~~
21 ~~expenditures, or contributions pursuant to this title, or make an~~
22 ~~independent expenditure, shall file the applicable preelection~~
23 ~~statements specified in Section 84200.7 or 84200.8. However, a~~
24 ~~candidate for an office that is not being voted upon in the~~
25 ~~November election, his or her controlled committee, and any~~
26 ~~committee primarily formed to support or oppose that candidate~~
27 ~~is not required to file statements in connection with the November~~
28 ~~election pursuant to subdivision (b) of Section 84200.7 unless,~~
29 ~~during the reporting periods covered by Section 84200.7, the~~
30 ~~candidate, his or her controlled committee, or any committee~~
31 ~~primarily formed to support or oppose that candidate contributes~~
32 ~~to any committee required to report receipts, expenditures, or~~
33 ~~contributions pursuant to this title or makes independent~~
34 ~~expenditures.~~

35 (b) ~~During an even-numbered year, all candidates not specified~~
36 ~~in subdivision (a) who are running for offices being voted upon~~
37 ~~on the first Tuesday after the first Monday in June or November,~~
38 ~~their controlled committees, and committees primarily formed to~~
39 ~~support or oppose those candidates or a measure being voted upon~~
40 ~~on the first Tuesday after the first Monday in June or November~~

1 of an even-numbered year shall file the preelection statements
2 specified in subdivision (a) of Section 84200.7 in the case of a
3 June election, or subdivision (b) of Section 84200.7 in the case of
4 a November election.

5 (e) All candidates for offices being voted upon on a date other
6 than the first Tuesday after the first Monday in June or November
7 of an even-numbered year, their controlled committees, and
8 committees primarily formed to support or oppose a candidate or
9 a measure being voted upon on a date other than the first Tuesday
10 after the first Monday in June or November of an even-numbered
11 year shall file the preelection statements specified in Section
12 84200.8.

13 (d) During an election period for the Board of Administration
14 of the Public Employees' Retirement System or the Teachers'
15 Retirement Board, all candidates for these boards, their controlled
16 committees, and committees primarily formed to support or oppose
17 the candidates shall file the preelection statements specified in
18 Section 84200.9.

19 (e) In an even-numbered year in which the statewide direct
20 primary election is held on the first Tuesday after the first Monday
21 in June, a state or county general purpose committee formed
22 pursuant to subdivision (a) of Section 82013, other than a political
23 party committee as defined in Section 85205, shall file the
24 preelection statements specified in Section 84200.7 if it makes
25 contributions or independent expenditures totaling five hundred
26 dollars (\$500) or more during the period covered by the preelection
27 statement. A state or county general purpose committee formed
28 pursuant to subdivision (b) or (c) of Section 82013 is not required
29 to file the statements specified in Section 84200.7.

30 (f) During an even-numbered year in which the statewide direct
31 primary election is held on a date other than the first Tuesday after
32 the first Monday in June, a state or county general purpose
33 committee formed pursuant to subdivision (a) of Section 82013,
34 other than a political party committee as defined in Section 85205,
35 shall file the preelection statements specified in Section 84200.8
36 if it makes contributions or independent expenditures totaling five
37 hundred dollars (\$500) or more during the period covered by the
38 preelection statement. A state or county general purpose committee
39 formed pursuant to subdivision (b) or (c) of Section 82013 is not
40 required to file the statements specified in Section 84200.8.

~~(g) During an election period for the Board of Administration of the Public Employees' Retirement System or the Teachers' Retirement Board, a state or county general purpose committee formed pursuant to subdivision (a) of Section 82013 shall file the preelection statements specified in Section 84200.9 if it makes contributions or independent expenditures totaling five hundred dollars (\$500) or more during the period covered by the preelection statement to support or oppose a candidate, or a committee primarily formed to support or oppose a candidate, on the ballot for the Board of Administration of the Public Employees' Retirement System or the Teachers' Retirement Board. A state or county general purpose committee formed pursuant to subdivision (b) or (c) of Section 82013 is not required to file the statements specified in Section 84200.9.~~

~~(h) A political party committee as defined in Section 85205 shall file the applicable preelection statements specified in Section 84200.7 or 84200.8 in connection with a state election if the committee receives contributions totaling one thousand dollars (\$1,000) or more, or if it makes contributions or independent expenditures totaling five hundred dollars (\$500) or more, during the period covered by the preelection statement.~~

~~(i) City general purpose committees shall file statements as follows:~~

~~(1) City general purpose committees in a city that has an election on the first Tuesday after the first Monday in June or November of an even-numbered year shall file the statements specified in subdivision (a) or (b) of Section 84200.7 for the six-month period in which the city election is held, if they make contributions or independent expenditures totaling five hundred dollars (\$500) or more during the period covered by the preelection statement.~~

~~(2) City general purpose committees in a city that has an election on a date other than the first Tuesday after the first Monday in June or November of an even-numbered year shall file the preelection statements specified in Section 84200.8 if they make contributions or independent expenditures totaling five hundred dollars (\$500) or more during the period covered by the preelection statement.~~

SEC. 9. Section 84200.5 is added to the Government Code, to read:

1 84200.5. (a) *Elected state officers, candidates for elective*
2 *state office, and committees filing quarterly campaign statements*
3 *pursuant to Section 84200.3, shall additionally file one preelection*
4 *statement and, as appropriate, a runoff preelection statement, as*
5 *follows:*

6 (1) *Candidates for elective state office being voted upon in a*
7 *state election, controlled committees of those candidates, and*
8 *committees primarily formed to support or oppose a candidate for*
9 *elective state office or a state ballot measure being voted on in*
10 *that election shall file the appropriate preelection statements*
11 *specified in subdivisions (b) and (c) of Section 84200.8.*

12 (2) *An elected state officer or candidate for elective state office*
13 *who, during the applicable reporting period covered by subdivision*
14 *(b) or (c) of Section 84200.8, makes a contribution to any*
15 *committee required to report receipts, expenditures, or*
16 *contributions pursuant to this title, or makes an independent*
17 *expenditure, in connection with a state election, shall file the*
18 *applicable preelection statements specified in subdivisions (b) and*
19 *(c) of Section 84200.8.*

20 (3) (A) *A state general purpose committee formed pursuant to*
21 *subdivision (a) of Section 82013, other than a political party*
22 *committee, as defined in Section 85205, shall file the applicable*
23 *preelection statements specified in subdivisions (b) and (c) of*
24 *Section 84200.8 if it makes contributions or independent*
25 *expenditures totaling five hundred dollars (\$500) or more during*
26 *the period covered by the preelection statement.*

27 (B) *A state general purpose committee formed pursuant to*
28 *subdivision (b) or (c) of Section 82013 is not required to file the*
29 *preelection statements specified in Section 84200.8.*

30 (4) *A political party committee, as defined in Section 85205,*
31 *shall file the applicable preelection statements specified in*
32 *subdivisions (b) and (c) of Section 84200.8 in connection with a*
33 *state election if the committee receives contributions totaling one*
34 *thousand dollars (\$1,000) or more, or if it makes contributions or*
35 *independent expenditures totaling five hundred dollars (\$500) or*
36 *more, during the period covered by the preelection statement.*

37 (b) *Local elected officers, candidates for local elective office,*
38 *and committees filing semiannual statements pursuant to Section*
39 *84200, shall file two preelection statements and, as appropriate,*
40 *a runoff preelection statement, as follows:*

1 (1) Candidates for county, multi-county district, or city elective
2 office being voted upon in an election, controlled committees of
3 those candidates, and committees primarily formed to support or
4 oppose a candidate or measure being voted on in a county,
5 multi-county district, or city election shall file the preelection
6 statements specified in Section 84200.8.

7 (2) (A) A county general purpose committee formed pursuant
8 to subdivision (a) of Section 82013 shall file the preelection
9 statements specified in Section 84200.8 if it makes contributions
10 or independent expenditures totaling five hundred dollars (\$500)
11 or more in connection with a county election during the period
12 covered by the preelection statements.

13 (B) A county general purpose committee formed pursuant to
14 subdivision (b) or (c) of Section 82013 is not required to file the
15 preelection statements specified in Section 84200.8.

16 (3) City general purpose committees shall file the preelection
17 statements specified in Section 84200.8 if they make contributions
18 or independent expenditures totaling five hundred dollars (\$500)
19 or more in connection with a city election during the period
20 covered by the preelection statement.

21 (c) For elections for the Board of Administration of the Public
22 Employees' Retirement System or the Teachers' Retirement Board,
23 candidates and committees shall file preelection statements, as
24 follows.

25 (1) During an election period for the Board of Administration
26 of the Public Employees' Retirement System or the Teacher's
27 Retirement Board, all candidates for these boards, their controlled
28 committees, and committees primarily formed to support or oppose
29 the candidates shall file the preelection statements specified in
30 Section 84200.9.

31 (2) During an election period for the Board of Administration
32 of the Public Employees' Retirement System or the Teachers'
33 Retirement Board, a state or county general purpose committee
34 formed pursuant to subdivision (a) of Section 82013 shall file the
35 preelection statements specified in Section 84200.9 if it makes
36 contributions or independent expenditures totaling five hundred
37 dollars (\$500) or more during the period covered by the preelection
38 statement to support or oppose a candidate, or a committee
39 primarily formed to support or oppose a candidate, on the ballot
40 for the Board of Administration of the Public Employees'

1 *Retirement System or the Teachers' Retirement Board. A state or*
2 *county general purpose committee formed pursuant to subdivision*
3 *(b) or (c) of Section 82013 is not required to file the statements*
4 *specified in Section 84200.9.*

5 ~~SEC. 9.~~

6 *SEC. 10.* Section 84200.6 of the Government Code is amended
7 to read:

8 84200.6. In addition to the campaign statements required by
9 Sections 84200, 84200.3, and 84200.5, all candidates and
10 committees shall file the following special statements and reports:

11 (a) Late contribution reports, when required by Section 84203.

12 (b) Late independent expenditure reports, when required by
13 Section 84204.

14 ~~SEC. 10.~~

15 *SEC. 11.* Section 84200.7 of the Government Code is repealed.

16 ~~SEC. 11.~~ Section 84200.8 of the Government Code is amended
17 to read:

18 84200.8. ~~Preelection statements shall be filed under this section~~
19 ~~as follows:~~

20 ~~(a) For a candidate or committee described in subdivision (b)~~
21 ~~of Section 84200.5 or a city or county general purpose committee~~
22 ~~described in subdivision (e) or (h) of Section 84200.5, the statement~~
23 ~~shall be filed no later than 40 days before the election for the period~~
24 ~~ending 45 days before the election.~~

25 ~~(b) For a candidate or committee described in Section 84200.5,~~
26 ~~except a candidate or committee required to file preelection~~
27 ~~statements pursuant to Section 84200.9, the statement shall be filed~~
28 ~~no later than 12 days before the election for the period ending 17~~
29 ~~days before the election. All candidates being voted upon in the~~
30 ~~election in connection with which the statement is filed, their~~
31 ~~controlled committees, and committees formed primarily to support~~
32 ~~or oppose a candidate or measure being voted upon in that election~~
33 ~~shall file this statement by guaranteed overnight delivery service~~
34 ~~or by personal delivery.~~

35 ~~(c) For runoff elections held within 60 days of the qualifying~~
36 ~~election, an additional preelection statement for the period ending~~
37 ~~17 days before the runoff election shall be filed no later than 12~~
38 ~~days before the election by a candidate or committee described in~~
39 ~~Section 84200.5, except a candidate or committee required to file~~
40 ~~preelection statements pursuant to Section 84200.9. All candidates~~

1 ~~being voted upon in the election in connection with which the~~
2 ~~statement is filed, their controlled committees, and committees~~
3 ~~formed primarily to support or oppose a candidate or measure~~
4 ~~being voted upon in that election shall file this statement by~~
5 ~~guaranteed overnight delivery service or personal delivery.~~

6 SEC. 12. Section 84202.3 of the Government Code is repealed.

7 SEC. 13. Section 84202.5 of the Government Code is repealed.

8 SEC. 14. Section 84202.7 of the Government Code is repealed.

9 SEC. 15. Section 84203.5 of the Government Code is repealed.

10 SEC. 16. ~~Section 84204.5 of the Government Code is repealed.~~

11 ~~SEC. 17.~~

12 SEC. 16. Section 84215 of the Government Code is amended
13 to read:

14 84215. All candidates and elected officers and their controlled
15 committees, except as provided in subdivisions (d) and (e) *of this*
16 *section and subdivision (h) of Section 84605*, shall file one copy
17 of the campaign statements required by Sections 84200 and
18 84200.3 with the elections official of the county in which the
19 candidate or elected official is domiciled, as defined in subdivision
20 (b) of Section 349 of the Elections Code. In addition, campaign
21 statements shall be filed at the following places:

22 (a) Statewide elected officers, including members of the State
23 Board of Equalization; Members of the Legislature; Supreme Court
24 justices, court of appeal justices, and superior court judges;
25 candidates for those offices and their controlled committees;
26 committees formed or existing primarily to support or oppose these
27 candidates, elected officers, justices and judges, or statewide
28 measures, or the qualification of state ballot measures; and all state
29 general purpose committees and filers not specified in subdivisions
30 (b) to (e), inclusive, shall file a campaign statement by online or
31 electronic means, as specified in Section 84605, and shall file the
32 original and one copy of the campaign statement in paper format
33 with the Secretary of State.

34 (b) Elected officers in jurisdictions other than legislative
35 districts, State Board of Equalization districts, or appellate court
36 districts that contain parts of two or more counties, candidates for
37 these offices, their controlled committees, and committees formed
38 or existing primarily to support or oppose candidates or local
39 measures to be voted upon in one of these jurisdictions shall file

1 the original and one copy with the elections official of the county
2 with the largest number of registered voters in the jurisdiction.

3 (c) County elected officers, candidates for these offices, their
4 controlled committees, committees formed or existing primarily
5 to support or oppose candidates or local measures to be voted upon
6 in any number of jurisdictions within one county, other than those
7 specified in subdivision (d), and county general purpose
8 committees shall file the original and one copy with the elections
9 official of the county, *subject to subdivision (j) of Section 84615*
10 *with respect to statements filed online or electronically.*

11 (d) City elected officers, candidates for city office, their
12 controlled committees, committees formed or existing primarily
13 to support or oppose candidates or local measures to be voted upon
14 in one city, and city general purpose committees shall file the
15 original and one copy with the clerk of the city and are not required
16 to file with the local elections official of the county in which they
17 are domiciled, *subject to subdivision (j) of Section 84615 with*
18 *respect to statements filed online or electronically.*

19 (e) Elected members of the Board of Administration of the
20 Public Employees' Retirement System, elected members of the
21 Teachers' Retirement Board, candidates for these offices, their
22 controlled committees, and committees formed or existing
23 primarily to support or oppose these candidates or elected members
24 shall file the original and one copy with the Secretary of State, and
25 a copy shall be filed at the relevant board's office in Sacramento.
26 These elected officers, candidates, and committees need not file
27 with the elections official of the county in which they are
28 domiciled.

29 (f) Notwithstanding any other provision of this section, a
30 committee, candidate, or elected officer is not required to file more
31 than the original and one copy, or one copy, of a campaign
32 statement with any one county elections official or city clerk or
33 with the Secretary of State.

34 (g) If a committee is required to file campaign statements
35 required by Section 84200, 84200.3, or 84200.5 in places
36 designated in subdivisions (a) to (d), inclusive, it shall continue to
37 file these statements in those places, in addition to any other places
38 required by this title, until the end of the calendar year.

1 ~~SEC. 18.~~

2 *SEC. 17.* Section 84218 of the Government Code is amended
3 to read:

4 84218. (a) A slate mailer organization shall file semiannual
5 campaign statements no later than July 31 for the period ending
6 June 30, and no later than January 31 for the period ending
7 December 31.

8 (b) In addition to the semiannual statements required by
9 subdivision (a), a slate mailer organization which produces a slate
10 mailer supporting or opposing candidates or measures being voted
11 on in an election ~~held on a date other than the first Tuesday after~~
12 ~~the first Monday in June or November of an even-numbered year~~
13 shall file the statements specified in Section 84200.8 if, during the
14 period covered by the preelection statement, the slate mailer
15 organization receives payments totaling five hundred dollars (\$500)
16 or more from any person for the support of or opposition to
17 candidates or ballot measures in one or more slate mailers, or
18 expends five hundred dollars (\$500) or more to produce one or
19 more slate mailers.

20 (c) A slate mailer organization shall file two copies of its
21 campaign reports with the clerk of the county in which it is
22 domiciled. A slate mailer organization is domiciled at the address
23 listed on its statement of organization unless it is domiciled outside
24 California, in which case its domicile shall be deemed to be Los
25 Angeles County for purposes of this section.

26 In addition, slate mailer organizations shall file campaign reports
27 as follows:

28 (1) A slate mailer organization which produces one or more
29 slate mailers supporting or opposing candidates or measures voted
30 on in a state election, or in more than one county, shall file
31 campaign reports in the same manner as state general purpose
32 committees pursuant to subdivision (a) of Section 84215.

33 (2) A slate mailer organization which produces one or more
34 slate mailers supporting or opposing candidates or measures voted
35 on in only one county, or in more than one jurisdiction within one
36 county, shall file campaign reports in the same manner as county
37 general purpose committees pursuant to subdivision (c) of Section
38 84215.

39 (3) A slate mailer organization which produces one or more
40 slate mailers supporting or opposing candidates or measures voted

1 on in only one city shall file campaign reports in the same manner
2 as city general purpose committees pursuant to subdivision (d) of
3 Section 84215.

4 (4) Notwithstanding the above, no slate mailer organization
5 shall be required to file more than the original and one copy, or
6 two copies, of a campaign report with any one county or city clerk
7 or with the Secretary of State.

8 ~~SEC. 19.~~

9 *SEC. 18.* Section 84252 of the Government Code is amended
10 to read:

11 84252. A committee primarily formed to support or oppose a
12 LAFCO proposal shall file all statements required under this
13 chapter except that, in lieu of the statements required by Section
14 84200, the committee shall file monthly campaign statements from
15 the time circulation of a petition begins until a measure is placed
16 on the ballot or, if a measure is not placed on the ballot, until the
17 committee is terminated pursuant to Section 84214. The committee
18 shall file an original and one copy of each statement on the 15th
19 day of each calendar month, covering the prior calendar month,
20 with the clerk of the county in which the measure may be voted
21 on. If the petition results in a measure that is placed on the ballot,
22 the committee thereafter shall file campaign statements required
23 by this chapter.

24 ~~SEC. 20.~~

25 *SEC. 19.* Section 84620 is added to the Government Code, to
26 read:

27 84620. (a) The Secretary of State, in consultation with the
28 Commission, shall develop a statewide Internet-based system for
29 the electronic filing and public display of all records filed *with the*
30 *Secretary of State* pursuant to this title, including, but not limited
31 to, statements of organization, campaign statements, reports,
32 registrations, and certifications filed by or for any of the following:

33 (1) An officeholder account or legal defense fund.

34 (2) A committee that is primarily formed to support or oppose
35 one or more candidates for elective state office or one or more
36 statewide ballot measures, including, but not limited to, major
37 donor and independent expenditure committees formed pursuant
38 to subdivisions (b) and (c) of Section 82013.

39 (3) A slate mailer organization.

40 (4) A lobbyist, lobbying firm, or lobbyist employer.

1 (5) A multipurpose organization that is required to file any report
2 pursuant to this title.

3 (b) The system developed pursuant to subdivision (a) shall
4 provide both of the following:

5 (1) Search capabilities that are data-driven and user-friendly for
6 members of the public.

7 (2) Regular availability of all filings in a raw, machine-readable
8 data format that may be downloaded by members of the public.

9 ~~SEC. 21. Section 90002 of the Government Code is amended~~
10 ~~to read:~~

11 ~~90002. (a) Audits and investigations of lobbying firms and~~
12 ~~lobbyist employers shall be performed on a biennial basis and shall~~
13 ~~cover reports filed during a period of two years.~~

14 ~~(b) If a lobbying firm or lobbyist employer keeps a separate~~
15 ~~account for all receipts and payments for which reporting is~~
16 ~~required by this chapter, the requirement of an audit under~~
17 ~~subdivision (a) of Section 90001 shall be satisfied by an audit of~~
18 ~~that account and the supporting documentation required to be~~
19 ~~maintained by Section 86110.~~

20 ~~(c) An audit or investigation of a candidate, controlled~~
21 ~~committee, or committee primarily supporting or opposing a~~
22 ~~candidate or a measure in connection with a report or statement~~
23 ~~required by Chapter 4 (commencing with Section 84100) of this~~
24 ~~title shall not begin until after the last date for filing the first report~~
25 ~~or statement following the general, runoff, or special election for~~
26 ~~the office for which the candidate ran, or following the election at~~
27 ~~which the measure was adopted or defeated, except that audits and~~
28 ~~investigations of statewide candidates, their controlled committees,~~
29 ~~and committees primarily supporting or opposing those statewide~~
30 ~~candidates who were defeated in the primary election and who are~~
31 ~~not required to file statements for the general election may begin~~
32 ~~after the last date for filing the first report or statement following~~
33 ~~the primary election. When the campaign statements or reports of~~
34 ~~a candidate, controlled committee, or a committee primarily~~
35 ~~supporting or opposing a candidate are audited and investigated~~
36 ~~pursuant to Section 90001, the audit and investigation shall cover~~
37 ~~all campaign statements and reports filed for the primary and~~
38 ~~general or special or runoff elections and any previous campaign~~
39 ~~statement or report filed pursuant to Section 84200, 84200.3, or~~
40 ~~84200.5 since the last election for that office, but shall exclude~~

1 ~~any statements or reports which have previously been audited~~
2 ~~pursuant to Section 90001 or 90003. When the campaign statements~~
3 ~~or reports of a committee primarily supporting or opposing a~~
4 ~~measure are audited and investigated, the audit and investigation~~
5 ~~shall cover all campaign statements and reports from the beginning~~
6 ~~date of the first campaign statement filed by the committee in~~
7 ~~connection with the measure. For all other committees, the audit~~
8 ~~and investigation shall cover all campaign statements filed during~~
9 ~~the previous two calendar years.~~

10 ~~SEC. 22:~~

11 *SEC. 20.* No reimbursement is required by this act pursuant to
12 Section 6 of Article XIII B of the California Constitution because
13 the only costs that may be incurred by a local agency or school
14 district will be incurred because this act creates a new crime or
15 infraction, eliminates a crime or infraction, or changes the penalty
16 for a crime or infraction, within the meaning of Section 17556 of
17 the Government Code, or changes the definition of a crime within
18 the meaning of Section 6 of Article XIII B of the California
19 Constitution.

20 ~~SEC. 23:~~

21 *SEC. 21.* It is the intent of the Legislature to enact legislation
22 that would provide for monthly filing of campaign statements,
23 instead of the quarterly filing established by this act, after the
24 Secretary of State implements the Internet-based system required
25 by Section 20 of this act.

26 ~~SEC. 24:~~

27 *SEC. 22.* The Legislature finds and declares that this bill
28 furthers the purposes of the Political Reform Act of 1974 within
29 the meaning of subdivision (a) of Section 81012 of the Government
30 Code.